IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 18TH JULY 2007 / 27TH ASHADHA 1929

Crl.Rev.Pet.No. 2726 of 2007()

CRA.452/2004 of ADDL. SESSIONS COURT, ALAPPUZHA
CC.546/2002 of JUDL.MAGISTRATE OF FIRST CLASS, AMABALAPUZHA

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REVN. PETITIONER:

PRADEEP V.B.., S/O. BARGAVAN, VADAYAZHAM,
SANATHANAPURAM P.O.,
KAITHAVANA, ALAPPUZHA

BY ADV. SRI.B.BALRAJ

RESPONDENTS:

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1. K. HARIKUMAR, NADUVILEMADATHIL PARAMBU, KAROOR, AMBALAPPZUHA

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM

BY ADV. SRI.ANANDARAJAN.N
BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 18-07-2007 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO. 2726 of 2007

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Dated, this the 18th day of July 2007

ORDER

The accused in C.C. 546 of 2002 on th**e file** of the J.F.C.M, Ambalappuzha, for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.7863 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner. Petitioner shall be released from prison forthwith unless his continued detention is not warranted in any other case.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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